

Article - Public Utilities

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§7-508.

(a) An electric company may transfer any of its generation facilities or generation assets to an affiliate.

(b) The transfer of a generation facility or generation asset to an affiliate may not affect or restrict the Commission's determination of the value of a generation asset for purposes of transition costs or benefits under § 7-513(b) of this subtitle.

(c) (1) This subsection is in effect until the later of the date when:

(i) all customers of the electric company are eligible for customer choice under § 7-510 of this subtitle; and

(ii) the amount of transition costs or benefits arising from the generation to be transferred has been finally determined by the Commission under § 7-513(a) through (c) of this subtitle.

(2) The Commission may review and approve the transfer for the sole purpose of determining:

(i) that the appropriate accounting has been followed;

(ii) that the transfer does not or would not result in an undue adverse effect on the proper functioning of a competitive electricity supply market; and

(iii) the appropriate transfer price and rate making treatment.

(3) The Commission shall act on the transfer of a generation facility or generation asset under this subsection within 180 days after the electric company files its proposed transfer application and any required supporting information.

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